UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK ----X LOCAL 272 PENSION FUND,

Plaintiff,

- against -

SURREY GARAGE,

Defendant.

NAOMI REICE BUCHWALD UNITED STATES DISTRICT JUDGE

It having been reported to this Court that this case has been settled, it is

ORDERED that the above-captioned action be, and hereby is, dismissed without costs and without prejudice to restoring the action to this Court's calendar if the application to restore the action is made within 30 days.

DATED: New York, New York Decemper 21, 2007

> NAOMI REICE BUCHWALD UNITED STATES DISTRICT JUDGE

ORDER

07 Civ. 8329 (NRB)